

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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|----------------------------|---|
| Applicants                 | Nicholas V. Perricone, <i>et al.</i>                    |
| Application No. 10/750,390 | Filing Date: December 31, 2003                          |
| Title of Application:      | Methods for Formulating Stabilized Insulin Compositions |
| Confirmation No. 8977      | Art Unit: 1615  |
| Examiner                   | Ernst Arnold  |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Response to Notification of Non-Compliant Appeal Brief**

Dear Sir:

In response to the notification of non-compliant appeal brief mailed July 27, 2009, Appellant submits the following replacement section (iii) - Status of Claims.

**(iii) Status Of Claims**

Claims 1-6, 8, and 11-16 are currently pending, stand rejected and are the subject of the instant Appeal. Claims 7, 9-10 have been cancelled. A copy of the claims is submitted in the Section (viii) Claims Appendix.

Respectfully submitted,

August 27, 2009

/Stephen P. McNamara/

Stephen P. McNamara, Registration No. 32,745  
ST. ONGE STEWARD JOHNSTON & REENS  
986 Bedford Street  
Stamford, Connecticut 06905  
(203) 324-6155

Attorneys for Appellant